

BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Statement of Issues Against:

Case No. 2012-525

SERGIO GONZALEZ
P.O. Box 111
Delano, CA 93216

Applicant for Registered Nurse License

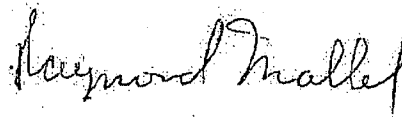
Respondent

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in the above entitled matter.

This Decision shall become effective on **September 07, 2012.**

IT IS SO ORDERED **August 8, 2012.**



Board of Registered Nursing
Department of Consumer Affairs
State of California

1 KAMALA D. HARRIS
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2 MARC D. GREENBAUM
Supervising Deputy Attorney General
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8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Statement of Issues
12 Against:

13 **SERGIO GONZALEZ**
14 **P.O. Box 111**
Delano, CA 93216
Applicant for Registered Nurse License

15 Respondent.

Case No. 2012-525

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

16
17 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
18 entitled proceedings that the following matters are true:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN (Complainant) is the Interim Executive Officer of the
21 Board of Registered Nursing. She brought this action solely in her official capacity and is
22 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by
23 Shawn P. Cook, Deputy Attorney General.

24 2. Respondent Sergio Gonzalez (Respondent) is representing himself in this proceeding
25 and has chosen not to exercise his right to be represented by counsel.

26 3. On or about June 10, 2011, Respondent filed an application dated May 23, 2011, with
27 the Board of Registered Nursing to obtain a Registered Nurse License.
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1 shall be issued to Respondent. Said license shall immediately be revoked, the order of revocation
2 stayed and Respondent placed on probation for a period of three (3) years on the following
3 conditions:

4 **Severability Clause.** Each condition of probation contained herein is a separate and
5 distinct condition. If any condition of this Order, or any application thereof, is declared
6 unenforceable in whole, in part, or to any extent, the remainder of this Order, and all other
7 applications thereof, shall not be affected. Each condition of this Order shall separately be valid
8 and enforceable to the fullest extent permitted by law.

9 1. **Obey All Laws.** Respondent shall obey all federal, state and local laws. A full and
10 detailed account of any and all violations of law shall be reported by Respondent to the Board in
11 writing within seventy-two (72) hours of occurrence. To permit monitoring of compliance with
12 this condition, Respondent shall submit completed fingerprint forms and fingerprint fees within
13 45 days of the effective date of the decision, unless previously submitted as part of the licensure
14 application process.

15 **Criminal Court Orders:** If Respondent is under criminal court orders, including
16 probation or parole, and the order is violated, this shall be deemed a violation of these probation
17 conditions, and may result in the filing of an accusation and/or petition to revoke probation.

18 2. **Comply with the Board's Probation Program.** Respondent shall fully comply with
19 the conditions of the Probation Program established by the Board and cooperate with
20 representatives of the Board in its monitoring and investigation of the Respondent's compliance
21 with the Board's Probation Program. Respondent shall inform the Board in writing within no
22 more than 15 days of any address change and shall at all times maintain an active, current license
23 status with the Board, including during any period of suspension.

24 Upon successful completion of probation, Respondent's license shall be fully restored.

25 3. **Report in Person.** Respondent, during the period of probation, shall appear in
26 person at interviews/meetings as directed by the Board or its designated representatives.

27 4. **Residency, Practice, or Licensure Outside of State.** Periods of residency or
28 practice as a registered nurse outside of California shall not apply toward a reduction of this

1 probation time period. Respondent's probation is tolled, if and when he resides outside of
2 California. Respondent must provide written notice to the Board within 15 days of any change of
3 residency or practice outside the state, and within 30 days prior to re-establishing residency or
4 returning to practice in this state.

5 Respondent shall provide a list of all states and territories where he has ever been licensed
6 as a registered nurse, vocational nurse, or practical nurse. Respondent shall further provide
7 information regarding the status of each license and any changes in such license status during the
8 term of probation. Respondent shall inform the Board if he applies for or obtains a new nursing
9 license during the term of probation.

10 5. **Submit Written Reports.** Respondent, during the period of probation, shall submit
11 or cause to be submitted such written reports/declarations and verification of actions under
12 penalty of perjury, as required by the Board. These reports/declarations shall contain statements
13 relative to Respondent's compliance with all the conditions of the Board's Probation Program.
14 Respondent shall immediately execute all release of information forms as may be required by the
15 Board or its representatives.

16 Respondent shall provide a copy of this Decision to the nursing regulatory agency in every
17 state and territory in which he has a registered nurse license.

18 6. **Function as a Registered Nurse.** Respondent, during the period of probation, shall
19 engage in the practice of registered nursing in California for a minimum of 24 hours per week for
20 6 consecutive months or as determined by the Board.

21 For purposes of compliance with the section, "engage in the practice of registered nursing"
22 may include, when approved by the Board, volunteer work as a registered nurse, or work in any
23 non-direct patient care position that requires licensure as a registered nurse.

24 The Board may require that advanced practice nurses engage in advanced practice nursing
25 for a minimum of 24 hours per week for 6 consecutive months or as determined by the Board.

26 If Respondent has not complied with this condition during the probationary term, and
27 Respondent has presented sufficient documentation of his good faith efforts to comply with this
28 condition, and if no other conditions have been violated, the Board, in its discretion, may grant an

1 extension of Respondent's probation period up to one year without further hearing in order to
2 comply with this condition. During the one year extension, all original conditions of probation
3 shall apply.

4 7. **Employment Approval and Reporting Requirements.** Respondent shall obtain
5 prior approval from the Board before commencing or continuing any employment, paid or
6 voluntary, as a registered nurse. Respondent shall cause to be submitted to the Board all
7 performance evaluations and other employment related reports as a registered nurse upon request
8 of the Board.

9 Respondent shall provide a copy of this Decision to his employer and immediate
10 supervisors prior to commencement of any nursing or other health care related employment.

11 In addition to the above, Respondent shall notify the Board in writing within seventy-two
12 (72) hours after he obtains any nursing or other health care related employment. Respondent
13 shall notify the Board in writing within seventy-two (72) hours after he is terminated or separated,
14 regardless of cause, from any nursing, or other health care related employment with a full
15 explanation of the circumstances surrounding the termination or separation.

16 8. **Supervision.** Respondent shall obtain prior approval from the Board regarding
17 Respondent's level of supervision and/or collaboration before commencing or continuing any
18 employment as a registered nurse, or education and training that includes patient care.

19 Respondent shall practice only under the direct supervision of a registered nurse in good
20 standing (no current discipline) with the Board of Registered Nursing, unless alternative methods
21 of supervision and/or collaboration (e.g., with an advanced practice nurse or physician) are
22 approved.

23 Respondent's level of supervision and/or collaboration may include, but is not limited to the
24 following:

25 (a) **Maximum** - The individual providing supervision and/or collaboration is present in
26 the patient care area or in any other work setting at all times.

27 (b) **Moderate** - The individual providing supervision and/or collaboration is in the patient
28 care unit or in any other work setting at least half the hours Respondent works.

1 (c) Minimum - The individual providing supervision and/or collaboration has person-to-
2 person communication with Respondent at least twice during each shift worked.

3 (d) Home Health Care - If Respondent is approved to work in the home health care
4 setting, the individual providing supervision and/or collaboration shall have person-to-person
5 communication with Respondent as required by the Board each work day. Respondent shall
6 maintain telephone or other telecommunication contact with the individual providing supervision
7 and/or collaboration as required by the Board during each work day. The individual providing
8 supervision and/or collaboration shall conduct, as required by the Board, periodic, on-site visits to
9 patients' homes visited by Respondent with or without Respondent present.

10 9. **Employment Limitations.** Respondent shall not work for a nurse's registry, in any
11 private duty position as a registered nurse, a temporary nurse placement agency, a traveling nurse,
12 or for an in-house nursing pool.

13 Respondent shall not work for a licensed home health agency as a visiting nurse unless the
14 registered nursing supervision and other protections for home visits have been approved by the
15 Board. Respondent shall not work in any other registered nursing occupation where home visits
16 are required.

17 Respondent shall not work in any health care setting as a supervisor of registered nurses.
18 The Board may additionally restrict Respondent from supervising licensed vocational nurses
19 and/or unlicensed assistive personnel on a case-by-case basis.

20 Respondent shall not work as a faculty member in an approved school of nursing or as an
21 instructor in a Board approved continuing education program.

22 Respondent shall work only on a regularly assigned, identified and predetermined
23 worksite(s) and shall not work in a float capacity.

24 If Respondent is working or intends to work in excess of 40 hours per week, the Board may
25 request documentation to determine whether there should be restrictions on the hours of work.

26 10. **Complete a Nursing Course(s).** Respondent, at his own expense, shall enroll and
27 successfully complete a course(s) relevant to the practice of registered nursing no later than six
28 months prior to the end of his probationary term.

1 Respondent shall obtain prior approval from the Board before enrolling in the course(s).
2 Respondent shall submit to the Board the original transcripts or certificates of completion for the
3 above required course(s). The Board shall return the original documents to Respondent after
4 photocopying them for its records.

5 **11. Violation of Probation.** If Respondent violates the conditions of his probation, the
6 Board after giving Respondent notice and an opportunity to be heard, may set aside the stay order
7 and impose the stayed discipline (revocation/suspension) of Respondent's license.

8 If during the period of probation, an accusation or petition to revoke probation has been
9 filed against Respondent's license or the Attorney General's Office has been requested to prepare
10 an accusation or petition to revoke probation against Respondent's license, the probationary
11 period shall automatically be extended and shall not expire until the accusation or petition has
12 been acted upon by the Board.

13 **12. License Surrender.** During Respondent's term of probation, if he ceases practicing
14 due to retirement, health reasons or is otherwise unable to satisfy the conditions of probation,
15 Respondent may surrender his license to the Board. The Board reserves the right to evaluate
16 Respondent's request and to exercise its discretion whether to grant the request, or to take any
17 other action deemed appropriate and reasonable under the circumstances, without further hearing.
18 Upon formal acceptance of the tendered license and wall certificate, Respondent will no longer be
19 subject to the conditions of probation.

20 Surrender of Respondent's license shall be considered a disciplinary action and shall
21 become a part of Respondent's license history with the Board. A registered nurse whose license
22 has been surrendered may petition the Board for reinstatement no sooner than the following
23 minimum periods from the effective date of the disciplinary decision:

24 (1) Two years for reinstatement of a license that was surrendered for any reason other
25 than a mental or physical illness; or

26 (2) One year for a license surrendered for a mental or physical illness.

27 **13. Physical Examination.** Within 45 days of the effective date of this Decision,
28 Respondent, at her expense, shall have a licensed physician, nurse practitioner, or physician

1 assistant, who is approved by the Board before the assessment is performed, submit an
2 assessment of the Respondent's physical condition and capability to perform the duties of a
3 registered nurse, including a determination as set forth below in the condition titled "Rule-Out
4 Substance Abuse Assessment." Such an assessment shall be submitted in a format acceptable to
5 the Board. If medically determined, a recommended treatment program will be instituted and
6 followed by the Respondent with the physician, nurse practitioner, or physician assistant
7 providing written reports to the Board on forms provided by the Board.

8 If Respondent is determined to be unable to practice safely as a registered nurse, the
9 licensed physician, nurse practitioner, or physician assistant making this determination shall
10 immediately notify the Board and Respondent by telephone, and the Board shall request that the
11 Attorney General's office prepare an accusation or petition to revoke probation. Respondent shall
12 immediately cease practice and shall not resume practice until notified by the Board. During this
13 period of suspension, Respondent shall not engage in any practice for which a license issued by
14 the Board is required until the Board has notified Respondent that a medical determination
15 permits Respondent to resume practice. This period of suspension will not apply to the reduction
16 of this probationary time period.

17 If Respondent fails to have the above assessment submitted to the Board within the 45-day
18 requirement, Respondent shall immediately cease practice and shall not resume practice until
19 notified by the Board. This period of suspension will not apply to the reduction of this
20 probationary time period. The Board may waive or postpone this suspension only if significant,
21 documented evidence of mitigation is provided. Such evidence must establish good faith efforts
22 by Respondent to obtain the assessment, and a specific date for compliance must be provided.
23 Only one such waiver or extension may be permitted.

24 **14. Mental Health Examination.** Respondent shall, within 45 days of the effective date
25 of this Decision, have a mental health examination including psychological testing as appropriate
26 to determine her capability to perform the duties of a registered nurse, including a determination
27 as set forth below in the condition titled "Rule-Out Substance Abuse Assessment." The
28 examination will be performed by a psychiatrist, psychologist or other licensed mental health

1 practitioner approved by the Board. The examining mental health practitioner will submit a
2 written report of that assessment and recommendations to the Board. All costs are the
3 responsibility of Respondent. Recommendations for treatment, therapy or counseling made as a
4 result of the mental health examination will be instituted and followed by Respondent.

5 If Respondent is determined to be unable to practice safely as a registered nurse, the
6 licensed mental health care practitioner making this determination shall immediately notify the
7 Board and Respondent by telephone, and the Board shall request that the Attorney General's
8 office prepare an accusation or petition to revoke probation. Respondent shall immediately cease
9 practice and may not resume practice until notified by the Board. During this period of
10 suspension, Respondent shall not engage in any practice for which a license issued by the Board
11 is required, until the Board has notified Respondent that a mental health determination permits
12 Respondent to resume practice. This period of suspension will not apply to the reduction of this
13 probationary time period.

14 If Respondent fails to have the above assessment submitted to the Board within the 45-day
15 requirement, Respondent shall immediately cease practice and shall not resume practice until
16 notified by the Board. This period of suspension will not apply to the reduction of this
17 probationary time period. The Board may waive or postpone this suspension only if significant,
18 documented evidence of mitigation is provided. Such evidence must establish good faith efforts
19 by Respondent to obtain the assessment, and a specific date for compliance must be provided.
20 Only one such waiver or extension may be permitted.

21 **15. Rule-Out Substance Abuse Assessment.** If the examiner conducting the physical
22 and/or mental health examination determines that the respondent is dependent upon drugs or
23 alcohol, or has had problems with drugs or alcohol (i.e. drug dependence in remission or alcohol
24 dependence in remission), that might reasonably affect the safe practice of nursing, then the
25 respondent must further comply with the following additional terms and conditions of probation:

26 **A. Participate in Treatment/Rehabilitation Program for Chemical**

27 **Dependence.** Respondent, at her expense, shall successfully complete during the
28 probationary period or shall have successfully completed prior to commencement

1 of probation a Board-approved treatment/rehabilitation program of at least six
2 months duration. As required, reports shall be submitted by the program on forms
3 provided by the Board. If Respondent has not completed a Board-approved
4 treatment/rehabilitation program prior to commencement of probation,
5 Respondent, within 45 days from the effective date of the decision, shall be
6 enrolled in a program. If a program is not successfully completed within the first
7 nine months of probation, the Board shall consider Respondent in violation of
8 probation.

9 Based on Board recommendation, each week Respondent shall be required
10 to attend at least one, but no more than five 12-step recovery meetings or
11 equivalent (e.g., Narcotics Anonymous, Alcoholics Anonymous, etc.) and a nurse
12 support group as approved and directed by the Board. If a nurse support group is
13 not available, an additional 12-step meeting or equivalent shall be added.
14 Respondent shall submit dated and signed documentation confirming such
15 attendance to the Board during the entire period of probation. Respondent shall
16 continue with the recovery plan recommended by the treatment/rehabilitation
17 program or a licensed mental health examiner and/or other ongoing recovery
18 groups.

19 **B. Abstain from Use of Psychotropic (Mood-Altering) Drugs.** Respondent
20 shall completely abstain from the possession, injection or consumption by any
21 route of all controlled substances and all psychotropic (mood altering) drugs,
22 including alcohol, except when the same are ordered by a health care professional
23 legally authorized to do so as part of documented medical treatment. Respondent
24 shall have sent to the Board, in writing and within fourteen (14) days, by the
25 prescribing health professional, a report identifying the medication, dosage, the
26 date the medication was prescribed, the Respondent's prognosis, the date the
27 medication will no longer be required, and the effect on the recovery plan, if
28 appropriate.

1 Respondent shall identify for the Board a single physician, nurse
2 practitioner or physician assistant who shall be aware of Respondent's history of
3 substance abuse and will coordinate and monitor any prescriptions for Respondent
4 for dangerous drugs, controlled substances or mood-altering drugs. The
5 coordinating physician, nurse practitioner, or physician assistant shall report to the
6 Board on a quarterly basis Respondent's compliance with this condition. If any
7 substances considered addictive have been prescribed, the report shall identify a
8 program for the time limited use of any such substances.

9 The Board may require the single coordinating physician, nurse
10 practitioner, or physician assistant to be a specialist in addictive medicine, or to
11 consult with a specialist in addictive medicine.

12 C. **Submit to Tests and Samples.** Respondent, at her expense, shall
13 participate in a random, biological fluid testing or a drug screening program which
14 the Board approves. The length of time and frequency will be subject to approval
15 by the Board. Respondent is responsible for keeping the Board informed of
16 Respondent's current telephone number at all times. Respondent shall also ensure
17 that messages may be left at the telephone number when she is not available and
18 ensure that reports are submitted directly by the testing agency to the Board, as
19 directed. Any confirmed positive finding shall be reported immediately to the
20 Board by the program and Respondent shall be considered in violation of
21 probation.

22 In addition, Respondent, at any time during the period of probation, shall
23 fully cooperate with the Board or any of its representatives, and shall, when
24 requested, submit to such tests and samples as the Board or its representatives may
25 require for the detection of alcohol, narcotics, hypnotics, dangerous drugs, or other
26 controlled substances.

27 If Respondent has a positive drug screen for any substance not legally
28 authorized and not reported to the coordinating physician, nurse practitioner, or

1 physician assistant, and the Board files a petition to revoke probation or an
2 accusation, the Board may suspend Respondent from practice pending the final
3 decision on the petition to revoke probation or the accusation. This period of
4 suspension will not apply to the reduction of this probationary time period.


5 If Respondent fails to participate in a random, biological fluid testing or
6 drug screening program within the specified time frame, Respondent shall
7 immediately cease practice and shall not resume practice until notified by the
8 Board. After taking into account documented evidence of mitigation, if the Board
9 files a petition to revoke probation or an accusation, the Board may suspend
10 Respondent from practice pending the final decision on the petition to revoke
11 probation or the accusation. This period of suspension will not apply to the
12 reduction of this probationary time period.

13 D. **Therapy or Counseling Program.** Respondent, at her expense, shall
14 participate in an on-going counseling program until such time as the Board
15 releases her from this requirement and only upon the recommendation of the
16 counselor. Written progress reports from the counselor will be required at various
17 intervals.

18 ACCEPTANCE

19 I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the
20 stipulation and the effect it will have on my Applicant for Registered Nurse License. I enter into
21 this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and
22 agree to be bound by the Decision and Order of the Board of Registered Nursing.

23
24 DATED: 4-17-2012


SERGIO GONZALEZ
Respondent

ENDORSEMENT

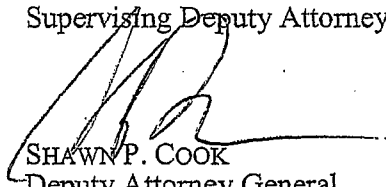
The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

Dated:

6/5/12

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
MARC D. GREENBAUM
Supervising Deputy Attorney General


SHAWN P. COOK
Deputy Attorney General
Attorneys for Complainant

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Stipulation.rtf

Exhibit A

Statement of Issues No. 2012-525

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2 MARC D. GREENBAUM
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7 *Attorneys for Complainant*

8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Statement of Issues
12 Against:

13 **SERGIO GONZALEZ**
P.O. Box 111
14 Delano, CA 93216

15 Registered Nurse License application

16 Respondent.

Case No. 2012-525

STATEMENT OF ISSUES

17
18
19 Complainant alleges:

20 **PARTIES**

21 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Statement of Issues solely in
22 her official capacity as the Interim Executive Officer of the Board of Registered Nursing.

23 2. On or about June 10, 2011, the Board of Registered Nursing (Board) received an
24 application for a Registered Nurse License from Sergio Gonzalez (Respondent). On or about
25 May 23, 2011, Sergio Gonzalez certified under penalty of perjury to the truthfulness of all
26 statements, answers, and representations in the application. The Board denied the application on
27 August 29, 2011.

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1 7. Section 2762 states, in pertinent part:

2 “In addition to other acts constituting unprofessional conduct within the meaning of this
3 chapter [the Nursing Practice Act], it is unprofessional conduct for a person licensed under this
4 chapter to do any of the following:

5

6 “(b) Use any controlled substance as defined in Division 10 (commencing with Section
7 11000) of the Health and Safety Code, or any dangerous drug or dangerous devise as defined in
8 Section 4022, or alcohol beverages, to an extent or in a manner dangerous or injurious to himself
9 or herself, any other person, or the public or to the extent that such use impairs his or her ability
10 to conduct with safety to the public the practice authorized by his or her license.

11 “(c) Be convicted of a criminal offense involving the prescription, consumption, or
12 self-administration of any of the substances described in subdivisions (a) and (b) of this section,
13 or the possession of, or falsification of a record pertaining to, the substances described in
14 subdivision (a) of this section, in which event the record of the conviction is conclusive evidence
15 thereof....”

16 REGULATORY PROVISIONS

17 8. California Code of Regulations, title 16, section 1444 states, in pertinent part:

18 “A conviction or act shall be considered to be substantially related to the qualifications,
19 functions or duties of a registered nurse if to a substantial degree it evidences the present or
20 potential unfitness of a registered nurse to practice in a manner consistent with the public health,
21 safety, or welfare. ...

22 FIRST CAUSE FOR DENIAL OF APPLICATION

23 (Substantially Related Criminal Conviction)

24 9. Respondent's application is subject to denial under sections 480, subdivision (a)(1),
25 and 2761, subdivision (f), in conjunction with California Code of Regulations, title 16, section
26 1444, in that on or about September 24, 2010, Respondent was convicted of a crime substantially
27 related to the qualifications, functions or duties of a registered nursing applicant, as follows:

28 ///

1 a. On or about September 24, 2010, after pleading nolo contendere, Respondent was
2 convicted of one misdemeanor count of violating Vehicle Code section 23152(a) [driving under
3 the influence of alcohol or drugs], in the criminal proceeding entitled *The People of the State of*
4 *California v. Sergio Gonzalez* (Super. Ct. Kern County, 2010, No. BM761922A). The Court
5 sentenced Respondent to 4 days in jail, placed him on three (3) years probation, and ordered him
6 to complete a 3-month First Offender Alcohol Counseling Program.

7 b. The circumstances surrounding the conviction are that on or about November 23,
8 2009, Respondent, while under the influence of alcohol, (with a BAC of 0.18%) drove his vehicle
9 off the road causing a single vehicle traffic collision.

10 SECOND CAUSE FOR DENIAL OF APPLICATION

11 (Acts Constituting Grounds for Discipline Against a License)

12 10. Respondent's application is subject to denial under section 480, subdivision (a)(3)(A),
13 in that Respondent committed acts which, if committed by a licensed registered nurse, would be
14 grounds for suspension or revocation of the license by violating sections as follows:

15 a. Section 2761, subdivision (a). On or about September 24, 2010, and on or about
16 November 23, 2009, Respondent committed acts of unprofessional conduct.

17 b. Section 2761, subdivision (f). On or about September 24, 2010, Respondent
18 sustained a substantially related criminal conviction.

19 c. Sections 2761, subdivision (a), and 2762, subdivision (b). On or about November 23,
20 2009, on the grounds of unprofessional conduct, Respondent used alcoholic beverages to an
21 extent or in a manner dangerous or injurious to himself or others.

22 d. Section 2761, subdivision (a), and 2762, subdivision (c). On or about September 24, 2010,
23 on the grounds of unprofessional conduct, Respondent sustained a criminal conviction involving
24 the consumption of alcoholic beverages. Complainant refers to and by this reference incorporates
25 the allegations set forth above in paragraph 9, subparagraphs a and b, inclusive, as though set
26 forth fully.

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PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board issue a decision:

1. Denying the application of Sergio Gonzalez for a Registered Nurse License; and
2. Taking such other and further action as deemed necessary and proper.

DATED: March 5, 2012

for 
LOUISE R. BAILEY, M.ED., RN
Interim Executive Officer
Board of Registered Nursing
State of California
Complainant

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